

[illegible]

DATE	PROCEEDINGS	Date Order or Judgment Noted
8-7-73	Complaint filed. Summons issued on all defts, other than Hurwitz. r	
8-7-73	Appl. for special appt of service of summons and subpoena, filed. <i>Mailed up</i>	
8-8-73	Notice to take Deposition of Lawrence N. Hurwitz by Pltf., filed. v	
8-10-73	Order filed, that Floyd Margason is appointed as special process server to serve summons and subpoenas on Hurwitz, (FD-J)r	
8-23-73	Obj. and Mtn. of Deft. Aberdeen Pet. Corp. to vacate Notice to Take Deposition, filed. jj <i>Mailed</i>	
8-23-73	Memo. Brief in Support of Objs. and Mtn., filed. jj <i>Mailed</i>	
8-24-73	Brief in opposition to objection and motion to vacate notice to take deposition, filed. v <i>Mailed</i>	
8-28-73	Application and ORDER to extend time until 9-12 for deft Aberdeen Pet. Co. to answer, filed. (JCS-Clerk by hm) r	
8-29-73	ANSWER of deft UTICA NATIONAL BANK & TRUST CO., filed. r	
8-29-73	Order filed, overruling Obj & Mtn to vacate notice to take deposition filed by deft Aberdeen Pet. Corp. (FD-J)r (Copies mailed)	
9-10-73	Application and Order of Norman H. Raskin, deft., to extend time to plead or answer until Sept. 25, 1973, filed. (JCS-Clk)jj	
9-12-73	<u>Answer</u> of Deft. Aberdeen Petroleum Corporation, filed. jj	
9-12-73	Notice of Deft., Aberdeen Petroleum Corporation, to Take Depositions, filed. jj	
9-24-73	U.S. Marshals Service returned & filed. Executed by serving the following: Aberdeen Pet. Corp. reg. ser. agent, 8-8-73, at Okla. City, Okla. Utica National Bank & Trust Co., 8-9-73, at Tulsa, Okla. Norman H. Raskin, 8-10-73, at New York, New York, Aberdeen Power, Inc., 8-13-73, at Dover, Delaware, Lawrence Hurwitz, 8-21-73, at New York, New York, <u>Unable</u> to serve Herbert J. Smokler, M.D. and Harlequin Mgmt. Corp. (USM \$38.36)jj	
9-24-73	Appl. (and order) to extend time to plead or answer, filed. v <i>copy to 7/2/73</i>	
9-25-73	<u>Answer</u> of Norman H. Raskin, filed. jj	
9-26-73	Order, filed, granting def. Aberdeen Power, 30 days from 9/24/73 to plead or answer (due 10-24). (FD-J)rm - copies mailed	
9-27-73	Application of deft. Lawrence N. Hurwitz for extension of time to plead or answer, filed. g	
9-28-73	Order, filed, granting def. Hurwitz 30 days from 9/27/73, to ans. (FD-J)rm (due 10/27/73) <i>copy to 7/2/73</i>	

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-5-73	Mtn for Transfer of deft. Norman H. Raskin, filed. jj	
10-5-73	Brief in Support of Mtn to Transfer, filed. jj	
10-5-73	Mtn. to Dismiss of Deft. Aberdeen Petroleum Corp. and Norman H. Raskin, filed. jj	
10-5-73	Brief in Support of Mtn. to Dismiss, filed. jj	
10-10-73	Ltr. from FD/to ^{dated 10/9/73} pltf's counsel directing him to respond to def Raskin's Mo/transfer in 15 days, w/brief, if opposed, filed. (Due 10/24) rm	
10-10-73	Ltr. from FD, dated 10/1/73 to pltf. counsel directing him to respond to defs. Aberdeen & Raskin's mo/dismiss in 15 days, w/brief if opposed. (due 10/24/73) rm	
10-11-73	Notice to take depositions, filed by Deft., Aberdeen Petroleum Corp. v	
10-11-73	Appl. of Pltfs. requesting Ct. to issue order authorizing the filing of the proposed 1st Amended Compl. to add a verification to add parties pltf., filed. v -order to Judge.	
10-12-73	Motion by deft. Utica Natl. Bank & Trust Co. for judgment on the pleadings, filed. hm	
10-12-73	Brief in support of deft. Utica Natl. Bank & Trust Co's motion for judgment on the pleadings, filed. hm	
10-12-73	Notice to take deposition of Deft.s, Lawrence H. Hurwitz & Norman H. Raskin, on 11-7-73, at U.S. Courthouse, Tulsa, by Pltf., filed. v	
10-15-73	U.S. Marshals Service returned and filed. <u>Unable</u> to serve Alan N. Alpern. jj (USM \$1.50)	
10-24-73	Mtn. to Dismiss of Aberdeen Power, Inc., filed. jj	
10-24-73	Brief in Support of Mtn. to Dismiss by Aberdeen Power, Inc., filed. jj	
10-24-73	Brief in Opposition to Defts' Mtn. to Transfer, filed. jj	
10-24-73	Brief in Opposition to Defts' Mtn. to Dismiss, filed. jj	
10-25-73	Pltfs' Mtn. for Protective Order, filed. jj	
10-25-73	Brief in Support of Mtn. for Protective Order, filed. jj	
10-29-73	Motion for Transfer of the Deft., Lawrence N. Hurwitz, filed. v	
10-29-73	Brief in Support, filed. v	
10-29-73	Motion of the Deft., Lawrence N. Hurwitz, to Dismiss, filed. v	
10-29-73	Brief in Support, filed. v	
10-31-73	Ltr. to John Imel from FD., dated 10/31, cancelling depositions of 11/6/73 by def. Aberdeen Pet. of pltfs. as req. in pltf. mo/protective order; directing def. Aberdeen Pet. to respond to mo/prot. order w/brief by 11/10/73. (FD-J)rm	

over

CLASS ACTION

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-2-73	<p>Order, filed, granting <u>Pltfs. leave to file 1st Amend. Compl.</u></p> <p>Court strikes mot. for Judg. on pldgs. filed by Deft., Utica Natl. Bnk. & Trust Co., w/o prejudice to said Deft. reasserting said mot. against 1st Amend. Compl.</p> <p>Unless parties notify Court w/in 5 da. that all pending mots. to dismiss are improper, the Ct. will treat all of said mots. as being directed to Pltfs' 1st Amend. Compl.</p> <p>Pltfs are to respond w/in 20 da. to mots. to dismiss of Deft.s, Aberdeen Power, Inc. & Lawrence N. Hurwitz.</p> <p>Unless parties advise Ct. otherwise, w/in 5 da., the mot. of Deft., Norman H. Raskin, to transfer case to S.D. of New York, will be treated by Ct. as being directed to the case as founded on the 1st Amend. Compl.</p> <p>Mot. of Deft., Lawrence N. Hurwitz, to transfer case to S.D. of New York will be treated by Ct. as being directed to 1st Amend. Compl. Pltfs are directed to respond to said mot. w/brief 20 da. from this date. (FD-J)v -copies mailed this date.</p>	
11-5-73	<p>Motion of defs. Aberdeen Pet., Hurwitz & Raskin for continuance of all depositions set for 11/6 & 7, and alternatively for protective order, <u>w/brief</u> in support thereof, filed. <i>rm / J. B. B. & Craig Borden</i></p>	
11-5-73	<p>Notice by pltf. to take deposition of Lola C. Bell on 11/9/73, filed. <i>rm</i></p>	
11-5-73	<p>First Amended Complaint, filed. Summons issued to Harlequin. <i>rm</i></p>	
11-6-73	<p>Order denying motion of defendants to continue all depositions, filed. (FD-J) ds <i>Copies Mailed</i></p>	
11-6-73	<p>U.S. Marshal's service returned and filed. Subpoena served on Miss Lola C. Bell, 11-5-73, Tulsa, Oklahoma. (USM \$2.00)jj</p>	
11-12-73	<p>Response and Brief of Aberdeen Pet., Hurwitz, Raskin and Aberdeen Power, Inc. to Motion for Protective Order, filed. jj</p>	
11-13-73	<p>Motion by def. Utica for judgment on pleadings, directed to 1st amended complaint, w/brief in support, filed. <i>rm</i></p>	
11-13-73	<p><u>Answer</u> of def. Utica to 1st amended complaint, filed. <i>rm</i></p>	
11-15-73	<p>Ltr. fr. FD to pltf. directing them to respond to def. Utica's mo/judg. on pleadings by <u>11/29</u>. (FD-J)rm</p>	
11-15-73	<p>Response of pltfs. to Mo/dismiss of def. Hurwitz, filed. <i>rm</i></p>	
11-15-73	<p>Response of pltfs. to Mo/transfer of def. Hurwitz, filed. <i>rm</i> of Pltfs.</p>	
11-21-73	<p>Application/for Order to Extend Time to Respond to Mtn. to Dismiss, filed. <i>jj</i> 0 to J</p>	def. Aberdeen Pw.
11-29-73	<p>Order, filed, granting pltfs. to 12/8/73 to respond to mo/dismiss of def. Aberdeen Power. (FD-J)rm - copies mailed</p>	
12-5-73	<p>Response of pltfs. to mo/judg. on pleadings of def. Utica, filed. <i>rm</i></p>	
12-7-73	<p>Plaintiffs' response to motion to dismiss, filed. <i>hm</i></p>	
12-10-73	<p>Deft., Utica Square Natl. Bk., Response to Pltf's Response to this Deft's Mtn. for Jdgt. on the Pleadings, filed. <i>jj</i></p>	

(Contd)

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-2-74	Order, filed, overruling mo/dismiss of defs. Hurwitz, Raskin, Aberdeen Power & Aberdeen Petroleum; that hearing and determination on mo/judg. on pleadings of def. Utica is deferred until trial; that motions to transfer are denied in discretion of the Court; that pltfs. ' mo/protective order is denied; all defs. directed to answer pltfs. First Amended Complaint within 15 days of this date (due 1/17/74((FD-J)rm	
1-17-74	Answer of Lawrence N. Hurwitz, Norman H. Raskin, Aberdeen Power, Inc. and Aberdeen Petroleum Corporation to First Amended Complaint, filed. ds	
3-22-74	MO: Ordered by the Court that this case is set for Pre-Trial on 4-16-74 at 10:45 A.M. (FD-J)v 1-docket mld. to parties.	
4-16-74	Case called for pre-trial. Hearing stricken on agreement of counsel to be set on next pt docket. (FD-J)rm	
8-1-74	MO: Case set for pre-trial for 10:15 a.m. for 8/21/74. (FD-J)rm	
8-21-74	Pre-trial conf. held. Parties rep. by counsel of record. Pltf. makes oral motion for appt. of receiver. Pltf. to brief receivership issue within 20 days; def. 10 days to respond. Ct. will then set motion down for hearing. Pltf. to prepare pre-trial order. (FD-J)rm	
9-10-74	Motion of pltfs. for production of documents for inspection & copying, filed. k	
9-11-74	PRETRIAL ORDER, filed.jj(FD-J)jj (Utica dismissed from case)	
9-13-74	Pltfs.' application for extension of time of 20 days to file brief in support of appl. for appt. of a receiver of Aberdeen Petroleum Corp., filed. k	
9-13-74	Order, filed, granting pltfs 20 days from today to file brief in support of applic. for apptmt of receiver, and defts. given 10 days after service of pltfs' brief to file answer brief. (FD-J)hm (copies mailed)	
10-10-74	Response of def. Hurwitz to mo/prod. documents of pltfs., with objections to some, filed. rm	
10-17-74	Brief of pltf. in support of appl. for appt. of receiver, with leave of Court to file out of time, filed. (FD-J)rm	
10-29-74	Defts' Memo. Reply Brief, filed.jj	
11-15-74	Motion to compel discovery by pltf., filed. rm	
12-3-74	Minute: Upon oral notification by plaintiffs' counsel, plaintiffs withdraw their application for appointment of receiver of Aberdeen Petroleum Corp. (all counsel notified by letter)	
1-2-75	MO: Ordered by the Court that this case is set for hearing on 1/8/75 at 2 p.m. for hrg. on pltf. motion to compel discovery.(FD-J)rm	
1-7-75	Entry of appearance of Jack Givens as atty. for Hurwitz, Raskin and Aberdeen Power, filed. rm	
1-7-75	Appl. of John Imel to withdraw as atty for def. Hurwitz, Raskin and Aberdeen Power, filed. rm	

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-8-75	Hearing held on pltf. motion to compel discovery. Parties rep. by counsel of record. Order signed and filed allowing John Imel to withdraw as counsel for defs. Hurwitz, Raskin & Aberdeen Power. Statements made. Def. granted 30 days to comply with discovery requests. Pltf. to prepare proper order. (FD-J)rm	
1-8-75	Order, filed, granting John Imel leave to withdraw as counsel for defs. Hurwitz, Raskin and Aberdeen Power. (FD-J)rm - copies md.	
1-16-75	Designation of defts. Hurwitz, Raskin & Aberdeen Power, Inc. substituting Jack R. Givens as their atty. in substitution of John M. Imel, filed. g	
1-20-75	Order, filed, that def. Hurwitz should be order to produce certain documents for inspection and copying. (FD-J)rm - copies mailed	
2-3-75	Appl. of def. Hurwitz for ext. of time to produce documents, filed. rm	0 to J
2-5-75	Order, filed, extending time to produce documents to 3/8/75. (FD-J)rm	same as
9-18-75	MO: Case set for non-jury trial for 1:30 p.m., 10/6/75. (FD-J)rm	notices
9-29-75	Appl. of pltfs. for continuance of Non-jury trial, filed. rm	(o)
10-3-75	Order, filed, granting continuance of non-jury trial. (FD-J)rm	copies md.
12-10	MO: Case set for non-jury trial for Wed., 1/21/76, at 9:30 a.m. (FD-J)rm	notices
1-13-76	MO: Ordered by the Court that case is stricken from non-jury docket of 1/21/76 pending settlement hearing. (FD-J)rm	
1-20	Appl. for allowance of compensation, fld. by Pltfs. v	
1-20	Appl. for approval of settlement & dismissal of action w/prejudice, filed. v	a mtd to 72 by 1/21/76
1-29	Order, filed, setting appls. re compensation & settlement for hrg. on 3-4-76 at 10:00 a.m. (FD-J)v -cps. mld.	
3-4	Hearing held on pltfs. appl. for allowance of compensation and for approval of settlement. Parties rep. by counsel. Pltf. files in open Court an affidavit of service of notice of hrg. to all stockholders. There being no objs. to settlement, Court orally approves settlement. In regard to appl. of pltf. for atty. compensation, witnesses, Royce H. Savage, R. W. McDowell and Jerry Dickman, sworn and testify on behalf of pltfs. Ct. finds appl. for fees and expenses reasonable and approves expenses in amt. of \$1,425.65, plus atty. fees of \$25,000 in favor of pltf. Order signed and filed in open Court. (FD-J)rm (Tim Holmes-CR)	
3-4	Affidavit of service of notice on stockholders, filed in open ct. rm	
3-4	Order approving settlement and fixing compensation, filed and entered. (FD-J)rm - copies delivered in Court	
3-30-76	Joint Application for Dismissal w/Prejudice, filed. jj 0 to J	
4-6	Order dismissing cause with prejudice, filed and entered. (FD-J)rm	copies md